HC-KAR

NC: 2026:KHC:28144
CRL.RP No. 208 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.P.SANDESH

CRIMINAL REVISION PETITION NO.208 OF 2025

BETWEEN:

1. M/S. H.S. TRADERS,
BANK COLONY,
MAHALAKSHMI LAYOUT,
SHAINSHANAGARA,
KOLAR-563101,
REPRESENTED BY ITS
PROPRIETOR, SRI.S.B. MUBARAK,
S/O LATE MASTHAN SAB B.K.,
AGED ABOUT 47 YEARS.

WRONGLY MENTIONED AS
ROYAL RESIDENCE,
RASHEED NAGAR, PATEL ROAD,
OPP. KONDARAJANAHALLI DARGA,
KOLAR-563 101,
REPRESENTED BY ITS PROPRIETOR
SRI. B.M.MUBARAK,
AGED ABOUT 40 YEARS,
EX-MUNICIPAL PRESIDENT,
KOLAR TOWN-563 101.

ALSO AT M/S. M.S. POULTRY BREEDERS,
TAVAREKERE, THIPPASANDRA HOBLI,
MAGADI TALUK,
RAMANGARA DISTRICT-562120.

…PETITIONER

(BY SRI. SURESH BABU B.N., ADVOCATE – ABSENT)

Digitally signed by DEVIKA M
Location: HIGH COURT OF KARNATAKA

AND:

1. SRI. N. GOPALAKRISHNA,
S/O LATE NANJUNDAPPA,
AGED ABOUT 60 YEARS,
RESIDING AT 7TH CROSS,
KARNAJIKATTE,
KADRIPURA ROAD,
KOLAR-563101.

…RESPONDENT

(BY SRI. M.S.HARINATH, ADVOCATE)

THIS CRL.RP IS FILED UNDER SECTION 397 R/W 401 OF CR.PC (FILED U/S 438 R/W 442 BNSS) PRAYING TO SET ASIDE THE JUDGMENT PASSED IN CRL.A.NO.38/2024 BY THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT KOLAR, DATED 07.12.2024 AND SET ASIDE THE JUDGMENT PASSED IN C.C.NO.881/2018 DATED 04.03.2024 BY THE FIRST ADDL. CIVIL JUDGE AND JMFC AT KOLAR, BY ACQUITTING THE ACCUSED FOR THE OFFENCE PUNISHABLE UNDER SECTION 138 OF NEGOTIABLE INSTRUMENTS ACT.

THIS PETITION COMING ON FOR ORDERS THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE H.P.SANDESH

ORAL ORDER

The learned counsel for the revision petitioner is absent.

2. This Court vide order dated 12.02.2025 suspended the sentence, subject to depositing 50% of the cheque amount deducting the amount already paid before the Trial Court within four weeks and the same has not been complied with. This

matter is of the year 2025 and not yet admitted. Hence, the question of considering the revision petition does not arise, in view of non-compliance of conditional order passed by this Court.

3. Accordingly, the revision petition is dismissed.

4. The Registry is directed to send the records to the Trial Court and the First Appellate Court.

Sd/-
(H.P.SANDESH)
JUDGE

MD
List No.: 2 Sl No.: 11